



**ASSEMBLY AMENDMENT 1,
TO 2009 ASSEMBLY BILL 219**

October 28, 2009 – Offered by Representative CLARK.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 14: after that line insert:

3 “**SECTION 3g.** 165.755 (1) (b) of the statutes is amended to read:

4 165.755 **(1)** (b) A court may not impose the crime laboratories and drug law
5 enforcement surcharge under par. (a) for a violation of s. 101.123 (2) (a), (am) 1., (ar),
6 (bm), (br), or (bv) or (5) (b), for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1.,
7 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation had a blood
8 alcohol concentration of 0.08 or more but less than 0.1 at the time of the violation,
9 for a personal flotation device violation under s. 30.62 (3) (c). or for a violation of a
10 state law or municipal or county ordinance involving a nonmoving traffic violation,
11 a violation under s. 343.51 (1m) (b), or a safety belt use violation under s. 347.48 (2m).

12 **SECTION 3m.** 814.85 (1) (a) of the statutes is amended to read:

814.85 (1) (a) Except for an action for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the violation, for a personal flotation device violation under s. 30.62 (3) (c). or for a violation under s. 343.51 (1m) (b) or a safety belt use violation under s. 347.48 (2m), the clerk of circuit court shall charge and collect a \$68 court support services surcharge from any person, including any governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

SECTION 3r. 814.86 (1) of the statutes, as affected by 2009 Wisconsin Act 28, section 3240, is amended to read:

814.86 (1) Except for an action for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the violation, for a personal flotation device violation under s. 30.62 (3) (c), or for a violation under s. 343.51 (1m) (b) or a safety belt use violation under s. 347.48 (2m), the clerk of circuit court shall charge and collect a \$21.50 justice information system surcharge from any person, including any governmental unit, as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am), 814.62 (1), (2), or (3) (a) or (b), or 814.63 (1). The justice information system surcharge is in addition to the surcharge listed in sub. (1m).”.

(END)